

1 **HAGENS BERMAN SOBOL SHAPIRO LLP**

2 Christopher Pitoun (SBN 290235)

2 christopherp@hbsslaw.com

3 Abigail D. Pershing (SBN 346467)

3 abigailp@hbsslaw.com

4 301 North Lake Avenue, Suite 920

4 Pasadena, CA 91101

5 Telephone: (213) 330-7150

6 Attorneys for Plaintiff

6 KIM-ANH PHAM

7 **FAEGRE DRINKER BIDDLE & REATH LLP**

8 TARIFA B. LADDON (SBN 240419)

8 *tarifa.laddon@faegredrinker.com*

9 1800 Century Park East, Suite 1500

9 Los Angeles, California 90067

10 Telephone: (310) 203-4000

10 Facsimile: (310) 229-1285

11 Attorneys for Defendant

11 LINCOLN BENEFIT LIFE COMPANY

13 **UNITED STATES DISTRICT COURT**

14 **EASTERN DISTRICT OF CALIFORNIA**

16 KIM-ANH PHAM, on behalf of herself
17 and all others similarly situated,

18 Plaintiff,

19 v.
20 LINCOLN BENEFIT LIFE
21 COMPANY, and DOES 1 TO 50,
22 inclusive,

23 Defendants.

Case No. 2:23-CV-00561-KJM-AC

Hon. Kimberly J. Mueller
Courtroom 3

**STIPULATION TO EXTEND TIME
TO RESPOND TO INITIAL
COMPLAINT BY NOT MORE THAN
28 DAYS (L.R. 144(a))**

Current Response Date: May 17, 2023

New Response Date: June 14, 2023

1 Plaintiff Kim-Anh Pham, on behalf of herself and all others similarly situated
2 (“Plaintiff”), together with Defendant Lincoln Benefit Life Company (“Lincoln
3 Benefit”) (collectively the “Parties”), by and through their respective undersigned
4 counsel, hereby stipulate and agree to extend Lincoln Benefit’s deadline to respond
5 to the Complaint by twenty-eight days, from May 17, 2023 to June 14, 2023.

6 In support of their stipulation, the Parties state as follows:

- 7 1. Plaintiff filed the instant Complaint on March 23, 2023 (Dkt. No. 1).
8 2. Lincoln Benefit was served with the Complaint on April 26, 2023.
9 3. Pursuant to Federal Rule of Civil Procedure 4(a)(1)(A)(i), the deadline
10 for Lincoln Benefit to respond to the Complaint is currently May 17, 2023.

11 4. Lincoln Benefit is continuing to assess its response to the Complaint.

12 5. Counsel for the Parties have conferred, and Plaintiff’s counsel has
13 consented to this stipulation for a brief extension of Lincoln Benefit’s deadline to
14 respond to the Complaint, from May 17, 2023 until June 14, 2023, pursuant to
15 Local Rule 144(a).

16 6. In the event that Lincoln Benefit files a motion to dismiss pursuant to
17 Federal Rule of Civil Procedure 12, Plaintiff will then have 30 days, until July 12,
18 2023 to respond.

19 7. In the event that Lincoln Benefit answers the Complaint and does not
20 seek dismissal, the Parties agree that discovery can immediately begin.

21 8. The Parties have not previously stipulated to extend the deadline for
22 Lincoln Benefit to respond to the Complaint.

23 9. This agreement amounts to an extension of not more than 28 days
24 from the date Defendant’s response initially would have been due.

25 10. This stipulation is not made for the purpose of delay.

26 IT IS HEREBY STIPULATED, by and between the Parties and their
27 respective counsel, that:

a) Lincoln Benefit's deadline to respond to Plaintiff's Complaint is extended from May 17, 2023 to **June 14, 2023**; and

b) If Lincoln Benefit files a motion to dismiss pursuant to Federal Rule of Civil Procedure 12, Plaintiff will then have 30 days, until July 12, 2023 to respond; and

c) If Lincoln Benefit answers the Complaint and does not seek dismissal, the Parties agree that discovery can immediately begin.

DATED: June 27, 2023

HAGENS BERMAN SOBOL SHAPRIO LLP

By: /s/ Christopher R. Pitoum

CHRISTOPHER PITOUN

*Attorneys for Plaintiff
KIM-ANH PHAM*

DATED: June 27, 2023

FAEGRE DRINKER BIDDLE & REATH LLP

By: /s/ Tarifa B. Laddon (as
TARIFA B. LADDON

*Attorneys for Defendant
LINCOLN BENEFIT LIFE COMPANY*

IT IS SO ORDERED that:

a) Lincoln Benefit's deadline to respond to Plaintiff's Complaint is extended from May 17, 2023 to **June 14, 2023**;

b) If Lincoln Benefit files a motion to dismiss pursuant to Federal Rule of Civil Procedure 12, Plaintiff will then have 30 days, until July 12, 2023 to respond; and

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1 c) If Lincoln Benefit answers the Complaint and does not seek
2 dismissal, the Parties agree that discovery can immediately begin.

3 Dated: June 27, 2023.

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5 CHIEF UNITED STATES DISTRICT JUDGE
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